

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Kevin Nolish	§	Group Art Unit:	2113
		§		
Application No:	10/782,217	§	Examiner:	Mehrmanesh, Elmira
		§		
Filed:	February 19, 2004	§	Confirmation No:	5328
		§		
Attorney Docket No:	P63993-USA			
Customer No.:	27045			

For: METHOD, APPARATUS AND SOFTWARE FOR PREVENTING SWITCH  
FAILURES IN THE PRESENCE OF FAULTS

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO at (571) 273-8300, or electronically via EFS-Web on the date indicated below.

Date: August 6, 2009

Name: Melissa Wingo

Signature: 

Dear Examiner:

**REPLY UNDER 37 C.F.R §1.111**

In response to the Non-Final Office Action of May 6, 2009, the Applicant submits the following remarks and/or amendments. If any extension of time for this Response is required, the Applicants request that this be considered a petition therefore. The Commissioner is hereby authorized to charge any additional fee to Deposit Account No. 50-1379.

**Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.**

**Remarks/Arguments begin on page 6 of this paper.**